IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JAIPUR BENCH

S.B. CIVIL MISC. APPLICATION NO.3/07

Lalit Dang **Versus** UOI & Anr.

DATE OF ORDER :: 02/11/2007

HON'BLE MR. JUSTICE AJAY RASTOGI

Mr. , Rajesh Sharma for Mr. Rajveer Sharma, for applicant

Mr. Shailesh Prakash Sharma, for respondents

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Application for appointing Divisional Railway Manager [West-Central], Kota as an Arbitrator was decided by this court way back on 20th July, 2005 with further direction to dispose of the dispute finally within six months. It has been brought to the notice of this court later on by filing application that despite order of this court, respondents have failed to make appointment of Arbitrator and there was a deliberate non-compliance of the order of this court. Notices were issued to the respondents on 12th January, 2007 and after they put in appearance, it was brought to the notice of the court that dispute could not have been disposed of as per time fixed for the reason that claim application itself was not filed by applicant. In view thereof, contempt notices were recalled and they have been discharged vide order dated 20th April, 2007.

As per directions of this court Arbitrator has been appointed in July, 2007 Shri K.K. Atal,

Ex-DRM/KTP. In view thereof, no further orders are required to be passed in the instant matter and in view of specific statement made, the misc. application has now become infructuous.

Accordingly, the misc. application stands dismissed. However, it is made clear that Arbitrator may decide the claim application within six months.

[AJAY RASTOGI],J.

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